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July 24, 2008

Patent No. : 7,041,871
Inventor : 09/724965
Patent Issued : May 9, 2008
Title : TRANSGENIC NON-HUMAN ANIMALS CAPABLE OF PRODUCTIN HETEROLOGOUS
: ANTIBODIES

Re: Request for Certificate of Correction

Consideration has been given your request for the issuance of a certificate of correction for the above-identified patent under the provisions of Rule(s) 37 (CFR) 1.322 and 1.323.

Inspection of the application for the patent reveals that in connection with the alleged errors the proposed corrections to specific nucleotide sequences identified by Seq. Id Nos. in the specification are denied, as a new sequence listing reflecting these proposed changes has not been filed. Entry of these corrections would have created a conflict between the specification and the several filed versions of the sequence listing match, it is not clear that the proposed changes to these sequences are in fact typographical errors. Other specific reasons include non-entry of the proposed certificate of correction as the column number appears to be incorrect, and the non-entry of the proposed insertion of a paragraph in column 131-132 which includes nucleotide and amino acid sequences, as these sequences are not identified by Seq. Id Nos. The attached annotated proposed certificate of correction identifies each proposed correction not entered. There being no fault on the part of the Patent and Trademark Office, it has no authority to a issue certificate of correction under the provisions of 35 U.S.C. 254 and Rule 322 of the Rules of Practice of the United States Patent and Trademark Office in Patent Cases.

In view of the foregoing applicants request in this matter is hereby denied, however, a certificate or correction will issue to correct the remaining errors noted in applications request.

Any telephone inquiry concerning this communication should be directed to Ms. A. Green at (703) 308-9380 ext. 123.

MS. M. DIGGS
Ms. M. Diggs. Supervisor
Decisions & Certificates
of Correction Branch
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